

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION**

**UNITED STATES OF AMERICA**

**v.**

**Case No. 8:03-CR-77-T-30TBM**

**HATEM NAJI FARIZ**  
\_\_\_\_\_ /

**JOINT MOTION FOR EXTENSION OF TIME  
TO FILE PROPOSED JURY INSTRUCTIONS AND VERDICT FORMS**

COMES NOW, the UNITED STATES OF AMERICA, by Paul I. Perez, United States Attorney, Middle District of Florida, and Defendants HATEM NAJI FARIZ, GHASSAN ZAYED BALLUT, SAMI AMIN AL-ARIAN, and SAMEEH TAHA HAMMOUDEH, by and through undersigned counsel, pursuant to Federal Rule of Criminal Procedure 45(b), and respectfully request that this Honorable Court grant an extension through June 6, 2005, to file proposed jury instructions and verdict forms. As grounds in support, the parties jointly state:

1. Proposed jury instructions and verdict forms are currently due in this case on May 16, 2005.

2. The evidence in this case is extensive and the allegations in the indictment raise complicated legal questions. The undersigned have diligently undertaken the task of preparing proposed jury instructions and verdict forms. Given the number of other tasks that have consumed counsels' time, the parties would request additional time in order to allow the undersigned to produce the proposed jury instructions and verdict forms.

3. Jury selection in this case begins on May 16, 2005. The evidentiary portion of the trial begins on June 6, 2005. A three-week extension of the deadline for the proposed jury instructions and verdict forms would not affect the efficiency of the trial and would still allow the proposed instructions to be brought before the Court in a timely manner.

4. This Court may grant an extension of time for “good cause” on a party’s motion submitted before the deadline. Fed. R. Crim. P. 45(b)(1). The parties respectfully submit that the foregoing sets forth good cause for the requested extension.

WHEREFORE, the United States of America, Mr. Fariz, Mr. Ballut, Dr. Al-Arian, and Mr. Hammoudeh respectfully request an extension of time through June 6, 2005, to file proposed jury instructions and verdict forms in this case.

Respectfully Submitted,

PAUL I. PEREZ  
UNITED STATES ATTORNEY

s/ Terry A. Zitek  
Terry A. Zitek  
Florida Bar No. 0336531  
Executive Assistant U.S. Attorney  
400 North Tampa Street, Suite 3200  
Tampa, Florida 33602  
Telephone (813) 274-6000  
Facsimile (813) 274-6108

R. FLETCHER PEACOCK  
FEDERAL PUBLIC DEFENDER

s/ Kevin T. Beck  
Kevin T. Beck  
Florida Bar No. 0802719  
Assistant Federal Public Defender  
Attorney for Hatem Fariz  
400 North Tampa Street, Suite 2700  
Tampa, Florida 33602  
Telephone (813) 228-2715  
Facsimile (813) 228-2562

BRUCE G. HOWIE

s/ Bruce G. Howie

Bruce G. Howie  
Florida Bar No. 263230  
Attorney for Ghassan Ballut  
Piper, Ludin, Howie & Werner, P.A.  
5720 Central Avenue  
St. Petersburg, Florida 33707  
Telephone (727) 344-1111  
Facsimile (727) 344-1117

LINDA MORENO

s/ Linda Moreno

Linda Moreno  
Florida Bar No. 112283  
Attorney for Sami Al-Arian  
P.O. Box 10985  
Tampa, Florida 33679  
Telephone (813) 247-4500  
Facsimile (813) 247-4551

LAW OFFICES OF  
STEPHEN N. BERNSTEIN

s/ Stephen N. Bernstein

Stephen N. Bernstein  
Florida Bar No. 145799  
Attorney for Sameeh Hammoudeh  
P.O. Box 1642  
Gainesville, Florida 32602  
Telephone (352) 373-9555  
Facsimile (352) 375-6544

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 12<sup>th</sup> day of May, 2005, a true and correct copy of the foregoing has been furnished by CM/ECF, to Walter Furr, Assistant United States Attorney; Terry Zitek, Assistant United States Attorney; Cherie L. Krigsman, Trial Attorney, U.S. Department of Justice, Alexis L. Collins, Assistant United States Attorney; William Moffitt and Linda Moreno, counsel for Sami Amin Al-Arian; Bruce Howie, counsel for Ghassan Ballut; and to Stephen N. Bernstein, counsel for Sameeh Hammoudeh.

s/ Kevin T. Beck  
Kevin T. Beck  
Assistant Federal Public Defender